

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

DENISE M. DAVIS and R. CRAIG DAVIS,	:	
	:	CIVIL ACTION
Plaintiffs,	:	
	:	
v.	:	NO. 16-5382
	:	
DEUTSCHE BANK NATIONAL TRUST	:	
COMPANY,	:	
HOMEWARD RESIDENTIAL, INC. and	:	
OCWEN LOAN SERVICING, LLC,	:	
Defendants.	:	
	:	

**ORDER**

**AND NOW**, this 19th day of September, 2017, upon consideration of Defendants' Motion to Dismiss the Complaint (Dkt. No. 7); the Plaintiffs' Response in Opposition (Dkt. No. 8); the Defendants' Reply Brief (Dkt. No. 9); and for the reasons in the foregoing Memorandum Opinion,

**IT IS ORDERED** that Defendants' Motion (Dkt. No. 7) is **GRANTED** as to Count IV of the Complaint, which is **DISMISSED with prejudice**.

**IT IS ORDERED** that the Defendants' Motion is **GRANTED** as to Counts I, II, III and V of the Complaint, which are **DISMISSED without prejudice**, and Plaintiffs shall have fourteen (14) days, or until October 3, 2017, to file an Amended Complaint with respect to those Counts.

BY THE COURT:

/s/ Henry S. Perkin  
HENRY S. PERKIN  
United States Magistrate Judge